

AUG. 7. 2006 3:49PM

Application No. 10/784343
Reply to Office Action of June 15, 2006

RECEIVED NO. 2607 P. 7/9
CENTRAL FAX CENTER Docket No.: 00306-00355-US

AUG 07 2006

REMARKS

Applicant respectfully requests reconsideration in view of the amendment and following remarks. The applicant has amended claim 91 by incorporating "consisting of" language from claim 92 into claim 91. The applicant has amended claim 100 to overcome the 35 U.S.C. 112, second paragraph rejection.

Claim 100 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The applicant has amended claim 100 to overcome the 35 U.S.C. 112, second paragraph rejection. For the above reason this rejection should be withdrawn.

Claims 1 and 91-104 are rejected under 35 U.S.C. 103(a) as being unpatentable over AF 300 from Nufarm MSDS, Infosafe No. NU003. The applicant respectfully traverse this rejections.

The applicant has amended claim 91 by incorporating "consisting of" language from claim 92 into claim 91. The consisting of" language would overcome the rejection over AF 300.

The applicant has deleted claim 1 which would overcome the double patenting rejection.

The applicant respectfully requests that an interference be declared because the applicant believes that the claims are now allowable. In view of the above amendment, applicant believes the pending application is in condition for allowance.

AUG. 7. 2006 3:50PM

NO. 2607 P. 8/9
Docket No.: 00306-00355-US

Application No. 10/784343
Reply to Office Action of June 15, 2006

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 00306-00355-US from which the undersigned is authorized to draw.

Dated:

Respectfully submitted,

By


Ashley I. Pezzner

Registration No.: 35,646
CONNOLLY BOVE LODGE & HUTZ LLP
1007 North Orange Street
P.O. Box 2207
Wilmington, Delaware 19899
(302) 658-9141
(302) 658-5614 (Fax)
Attorney for Applicant